

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

CHARMION S. YELLOWCLOUD,

Defendant.

8:16CR333

ORDER

This matter is before the court on defendant's MOTION TO ENLARGE TIME TO FILE PRETRIAL MOTIONS [21]. For good cause shown, I find that the motion should be granted. The defendant will be given an approximate 39-day extension. Pretrial Motions shall be filed by April 14, 2017.

IT IS ORDERED:

1. Defendant's MOTION TO ENLARGE TIME TO FILE PRETRIAL MOTIONS [21] is granted. Pretrial motions shall be filed on or before April 14, 2017.
2. Defendant is ordered to file the affidavit required by Rule 16(c), Fed. R. Cr. P. and NE. Crim. R. 12.1 forthwith.

3. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. The additional time arising as a result of the granting of the motion, i.e., the time between March 6, 2017 and April 14, 2017, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reason defendant's counsel required additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

4. This is the FINAL extension of time for filing pretrial motions. No further extensions will be granted.

Dated this 7th day of March, 2017.

BY THE COURT:

s/ F.A. Gossett, III
United States Magistrate Judge

